

IN THE UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF MISSOURI

UNITED STATES OF AMERICA

Plaintiff,

-vs-

Criminal Action No.
22-00237-02-CR-W-RK

ROBERT J. BABER,

Defendant.

**MEMORANDUM OF MATTERS DISCUSSED AND
ACTION TAKEN AT PRETRIAL CONFERENCE**

The following matters were discussed and action taken during the pretrial conference:

PENDING CHARGE: Count One - Conspiracy to Distribute and Possess with Intent to Distribute 50 grams or more of Methamphetamine (Actual), *in violation of* 21 U.S.C. §§841(a)(1), (b)(1)(A) and 846

TRIAL COUNSEL:

Government: Mike Green

Case Agent: Task Force Officer Trenton Johns, DEA

Defense: Justin Johnston

OUTSTANDING MOTIONS: None

ANTICIPATED MOTIONS:

Government: None

Defense: Motions in Limine

TRIAL WITNESSES:

Government: 10-15 with stipulations; 15-20 without stipulations

Defense: 5-8 witnesses, including Defendant who ☐ will
☒ (x) may
☐ () will not testify

TRIAL EXHIBITS:

Government: 60-70 exhibits

Defense: 20-30 exhibits

DEFENSES:

☒ (x) defense of general denial

☐ () defenses of general denial and _____

POSSIBLE DISPOSITION:

☐ () Definitely for trial

☐ () Possibly for trial

☐ Motion to continue to be filed

☒ Likely a plea will be worked out

TRIAL TIME: 5 days

Government's case including jury selection: 3-4 days

Defense case: 1.5-2 days

STIPULATIONS:

☐ not likely

☐ not appropriate

☒ likely as to:

☐ chain of custody

☒ chemist's reports – possibility for Defense

☐ prior felony conviction

☐ interstate nexus of firearm

☐ other: _____

UNUSUAL QUESTIONS OF LAW: None

FILING DEADLINES:

Witness and Exhibit Lists:

Government: April 15, 2024

Defense: April 15, 2024

Counsel are requested to list witnesses in alphabetical order on their witness list.

Exhibit Index, Voir Dire, Jury Instructions: April 15, 2024

Jury instructions must comply with Local Rule 51.1

Motions in Limine: April 15, 2024

TRIAL SETTING: Criminal jury trial docket commencing April 29, 2024

Please note: The Government has no conflicts with the current setting but requests the second week of the docket. Defense has no objection to the Government's requested setting and has no conflicts with either week of the trial docket.

OTHER:

☐ A _____-speaking interpreter is required.

☐ Other assistive devices: _____

IT IS SO ORDERED.

/s/ Jill A. Morris

JILL A. MORRIS

United States Magistrate Judge